

United States District Court  
Central District of California

UNITED STATES OF AMERICA vs.

CR 97-878-SVW

Defendant LAMONT TYSHAWN TARKINGTONSocial Security # 566-19-0822

JUDGMENT AND PROBATION/COMMITMENT ORDER

In the presence of the attorney for the government, the defendant appeared in person, on: May 4, 1998

Month / Day / Year

## COUNSEL:

       WITHOUT COUNSEL

However, the court advised defendant of right to counsel and asked if defendant desired to have counsel appointed by the Court and the defendant thereupon waived assistance of counsel.

xx WITH COUNSEL: David Evans

## PLEA:

xx GUILTY, and the Court being satisfied that there is a factual basis for the plea.       NOLO CONTENDERE       NOT GUILTY

## FINDING:

There being a finding/verdict of        GUILTY, defendant has been convicted as charged of the offense(s) of:  
Armed bank robbery in violation of 18 USC 2113(a)(d), as charged in count 2.

## JUDGMENT AND PROBATION/COMMITMENT ORDER:

The Court asked whether defendant had anything to say why judgment should not be pronounced. Because no sufficient cause to the contrary was shown, or appeared to the Court, the Court adjudged the defendant guilty as charged and convicted and ordered that: Pursuant to the Sentencing Reform Act of 1984, it is the judgment of the Court that the defendant is hereby committed to the custody of the Bureau of Prisons to be imprisoned for a term of: 97 months and make restitution in the amount of \$31,410, and he is jointly and severally liable with his co-defendants for the total restitution amount. He is to make quarterly installments of at least \$25 while incarcerated, and \$625 upon commencement of community supervision. Upon release from imprisonment the defendant shall be placed on supervised release for a term of 5 years on the conditions that he comply with the rules and regulations of the Probation Office and General Order 318; that he participate in outpatient substance abuse treatment including drug and alcohol testing as directed by the Probation Office, and abstain from using illicit drugs, alcohol and abusing prescription medications; that he pay any unpaid portion of the special assessment, and make restitution payments as directed by the Probation Officer. Pursuant to Section 5E1.2(f) of the Guidelines, all fines are waived as the defendant does not have the ability to pay a fine in addition to restitution. The defendant is Ordered to pay a special assessment of \$100.

In addition to the special conditions of supervision imposed above, it is hereby ordered that the Standard Conditions of Probation and Supervised Release set out on the reverse side of this judgment be imposed. The Court may change the conditions of supervision, reduce or extend the period of supervision, and at any time during the supervision period or within the maximum period permitted by law, may issue a warrant and revoke supervision for a violation occurring during the supervision period.

       This is a direct commitment to the Bureau of Prisons, and the Court has no objection should the Bureau of Prisons designate defendant to a Community Corrections Center.

Signed by: District Judge

STEPHEN V. WILSON

It is ordered that the Clerk deliver a certified copy of this Judgment and Probation/Commitment Order to the U.S. Marshal or other qualified officer.

Dated/Filed May, 6, 1998

Month / Day / Year

Sherri R. Carter, Clerk  
Duane Hostetter, Deputy Clerk

**While the defendant is on probation or supervised release pursuant to this Judgment:**

1. The defendant shall not commit another Federal, state or local crime;
2. The defendant shall not leave the judicial district without the written permission of the court or probation officer;
3. The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
4. The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
5. The defendant shall support his or her dependents and meet other family responsibilities;
6. The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
7. The defendant shall notify the probation officer within 72 hours of any change in residence or employment;
8. The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
9. The defendant shall not frequent places where controlled substances are illegally sold, used, distributed or administered;
10. The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
11. The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
12. The defendant shall notify the probation officer within 72 hours of being arrested or questioned by a law enforcement officer;
13. The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
14. As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make notifications and to conform the defendant's compliance with such notification requirement;
15. The defendant shall not possess a firearm or other dangerous weapon;
16. The defendant shall, upon release from any period of custody, report to the probation officer within 72 hours.

The conditions are in addition to any other conditions imposed by this Judgment.

**RETURN**

I have executed the within Judgment and Commitment as follows:

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_

Defendant noted appeal on \_\_\_\_\_

Defendant released on \_\_\_\_\_

Mandate issued on \_\_\_\_\_

Defendant's appeal determined on \_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_

at \_\_\_\_\_, the institution designated by the Bureau of Prisons, with a certified copy of the within Judgment and Commitment.

UNITED STATES MARSHAL

DATED: \_\_\_\_\_

BY: \_\_\_\_\_

**CERTIFICATE**

I hereby attest and certify this date that the foregoing document is a full, true and correct copy of the original on file in my office, and in my legal custody.

CLERK, U.S. DISTRICT COURT

DATED: \_\_\_\_\_

BY: \_\_\_\_\_